Attorney Docket No.: F3318(C)
Serial No.: 10/678,465
Filed: October 3, 2003

Confirmation No.: 3327

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INFORMATION DISCLOSURE STATEMENT

Documents retaing to the above-identified application are submitted herewith. The following information is intended for the Examiner's information and for citation with the instant case. This submission does not constitute either a representation that a thorough search has been made or an admission that the documents clied herein are properly citable against the above-identified application. Comments accompanying the documents, if any comments are included, are believed to constitute a concise explanation of the relevance of the documents. However, any such comments are not intended to take the place of the Examiner's independent consideration of each document. An attached PTO Form 1449 list these documents.

Since a first Office Action on the merits has already issued, please consider the information and charge the \$180.00 fee under 37 C.F.R. § 1.17(p) to Deposit Account No. 12-1155. Please charge any additional fees or credit overpayment to Deposit Account No. 12-1155.

Respectfully submitted,

Gerard J. McGowan, Jr. Registration No. 29,412 Attorney for Applicant(s)

GJM/pod (201) 894-2297

FORM PTO-1449

INFORMATION DISCLOSURE

ATTORNEY DOCKET NO.: F3318(C)

FILING DATE: October 3, 2003

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STATEMENT BY APPLICANT

U.S. PATENT DOCUMENTS

| EXAMINER INITIALS | | DOCUMENT NO. | DATE | NAVE OF INVENTOR | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
|-----------------------|----|-------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|-----------------------------------|-----------------|----------|----------------------------------|
| | 1 | 3,408,208 | 10/68 | Lamb | | | |
| | 2 | 4,632,834 | 12/96 | Barnes | | | |
| | 3 | 5,244,674 | 9/93 | Cadas et al. | | | |
| | 4 | 5,447,734 | 9/95 | Street | | | |
| | + | | | | 1- | | |
| and the second second | | | FOREIGN | PATENT DOCUMENTS | | - | |
| EXAMINER INITIALS | T | DOCUMENT NO. | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION YES OR NO |
| | 5 | 0157442 | 3/85 | Europe | | T | |
| | 6 | 2 263 617 | 1/93 | Great Britain | | | |
| | 7 | 08140570 | 6/96 | Japan-wEnglish abstract | | | |
| | 8 | 2002209545 | 7/02 | Japan-w/English abstract | | | |
| | 9 | 2000253812 | 9/00 | Japan-w/English abstract | | | |
| | 10 | 62201565 | 9/87 | Japan-wEnglish abstract | | | |
| | 11 | 91/01632 | 2/91 | WO | | | |
| | 12 | 05181449 | 6/93 | Japan-wEnglish abstract | | | |
| | | | OT | HER DOCUMENTS | | | |
| | 13 | 3 "Frozen Food Technology" by Mallett (Ed), 1993, page 7 | | | | | |
| | 14 | "Freezing Effacts on Food Quality" by L.E. Jeremish (Ed), 1968, Marcel Dekker, NY, page 2 | | | | | |
| | 15 | "Low-Temperature Preservation of Foods and Living Matter" by O.R. Ferinema, W.D. Powrie and E.H. Martin, 1973, Marcel Dekker, NY, pages 352-385 | | | | | |
| | 16 | Co-pending application | n for Asquith et | al, Serial No. 11/215,255, filed | August 30, 2005 | | |
| | 17 | Co-pending application | n for Gicley et a | II, Serial No. 10/878481, filed C | October 3, 2003 | | |
| EXAMINER | | | | DATE C | ONSIDERED | | |

EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 809, DRAW LINE THORUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED. INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.